

**IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES
TRIAL**

CASE NO.: CR-08-00004

DATE: June 16, 2008

HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: None Present

Court Reporter: Wanda Miles

Courtroom Deputy: Carmen B. Santos

Electronically Recorded: 9:02:46 - 10:35:40
10:55:08 - 12:00:25
1:30:05 - 2:50:40
3:11:40 - 5:05:18

APPEARANCES:

Defendant: Eun Young Lee
Marcelino Laserna
John Duenas
Mary Garcia
Joseph Pangelinan
Francisco Kawamoto
Margaret Untalan

Attorney: Richard Arens
Mark Smith
Cynthia Ecube
Leilani Lujan
Louie Yanza
Stephanie Flores
Rawlen Mantanona

☒ Present ☐ Custody ☐ Bond ☐ P.R.

☒ Present ☒ Retained ☒ FPD ☒ CJA

U.S. Attorney: Karon Johnson

U.S. Agent: K. Klocke, FBI

U.S. Probation: None Present

Interpreter:

Language:

PROCEEDINGS: Jury Trial - Day 6

- Witnesses sworn and examined; exhibits marked and admitted - see attached Exhibit and Witness List, AO Form 187 (and 187a, when applicable).
- Jury Trial (Day 7) continued to: June 17, 2008 at 9:00 a.m.

NOTES:

PRESIDING JUDGE FRANCES M. TYDINGCO-GATEWOOD						PLAINTIFF'S ATTORNEY KARON JOHNSON	DEFENDANT'S ATTORNEY RICHARD ARENS, MARK SMITH, CYNTHIA ECUBE, LEILANI LUJAN, LOUIE YANZA, STEPHANIE FLORES, RAWLEN MANTANONA
HEARING DATE (S) JUNE 9, 10, 11, 12, 13, 2008 JUNE 16, 2008						COURT REPORTER WANDA MILES	COURTROOM DEPUTY CARMEN B. SANTOS
JOINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
						9:02:46 - Begin Day 6 - June 16, 2008	
						9:04:28 - Witness Prince seated	
						9:07:10 - Jurors seated	
						9:08:00 - CX by Mr. Yanza	
	13-16			6/16/08		Page 16 - Redacted IRS W-7 applications and reports concerning certain ITINs	
		U-R		6/16/08		Assignment of ITIN Number for Sam Rang Lee	
		U-A		6/16/08		Assignment of ITIN Post December 17, 2003	
		U-Q		6/16/08		Assignment of ITIN Number for Lee, Mi Young	
		U-S		6/16/08		Assignment of ITIN Number for Young Joo Baek	
		U-T		6/16/08		Assignment of ITIN Number for Jung Soo Choi	
		E	6/16/08	6/16/08	6/16/08	IRS News Release re: Revisions to ITIN Applications posted 12/17/03, offered and admitted, without objection	
						9:40:13 - CX by Ms. Lujan	
						9:41:51 - CX by Ms. Ecube	
	13-1-13-8			6/16/08		Pages 1 - 8; 9-31 - Redacted IRS W-7 applications and reports concerning certain ITINs,	
						10:02:46 - Witness Prince excused	
						10:04:20 - Witness Christine San Agustin called and sworn.	
						10:04:30 - DX by Ms. Johnson	
	2		6/16/08	6/16/08	6/16/08	Licenses issued 1/01/02 - 1/18/06 by ITIN designation, offered and admitted, without objection	
	3		6/16/08	6/16/08	6/16/08	Licenses issue 1/01/02 - 1/18/06 by ITIN, address, offered and admitted, without objection	
	4		6/16/08	6/16/08	6/16/08	Licenses issue 1/01/02 - 1/18/06 by examination information, offered and admitted, without objection	
	5		6/16/08	6/16/08	6/16/08	MVD Computer designated codes, offered and admitted without objection	
	6		6/16/08	6/16/08	6/16/08	License exam history files, sorted by record key, offered and admitted without objection	
						10:35:40 - 10:55:08 - Jurors excused - morning recess	
						10:56:04 - Witness seated	
						10:57:00 - Jurors seated	
						11:03:05 - CX by Ms. Ecube	
	2			6/16/08		Page 2-2 - Licenses issued 1/01/02 - 1/18/06 by ITIN designation	
	3			6/16/08		Licenses issue 1/01/02 - 1/18/06 by ITIN, address	
	4			6/16/08		Licenses issue 1/01/02 - 1/18/06 by examination information	
	5			6/16/08		MVD Computer designated codes	
	6			6/16/08		Page 6-2 - License exam history files, sorted by record key	
						11:29:40 - CX by Ms. Flores	
						11:30:45 - CX by Mr. Yanza	
	6-14			6/16/08		License exam history files, sorted by record key	
	2			6/16/08		Page 2-18 - Licenses issued 1/01/02 - 1/18/06 by ITIN designation	
						11:38:10 - CX by Ms. Lujan	
						11:42:53 - Re-DX by Ms. Johnson	
						11:52:04 - Re-CX by Mr. Yanza	
						11:53:55 - Re-CX by Ms. Lujan	
						12:00:25 - 1:30:05 - Lunch recess	
						1:50:30 - Jurors seated	

PRESIDING JUDGE FRANCES M. TYDINGCO-GATEWOOD						PLAINTIFF'S ATTORNEY KARON JOHNSON	DEFENDANT'S ATTORNEY RICHARD ARENS, MARK SMITH, CYNTHIA ECUBE, LEILANI LUJAN, LOUIE YANZA, STEPHANIE FLORES, RAWLEN MANTANONA
HEARING DATE (S) JUNE 9, 10, 11, 12, 13, 2008 JUNE 16, 2008						COURT REPORTER WANDA MILES	COURTROOM DEPUTY CARMEN B. SANTOS
JOINT NO.	PLTF NO.	DEF. NO.	DATE OFFERED	DATE IDENTIFIED	DATE ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
						1:51:15 - Witness Jason Alexander Ferguson , Special Agent, FBI, called and sworn	
						1:52:00 - DX by Ms. Johnson	
	7		6/16/08	6/16/08	6/16/08	Photographs of meeting between Eun Young Lee and Mike Park, payment of \$1,000.00 offered and admitted, without objection	
	8		6/16/08	6/16/08	6/16/08	Photographs of meeting at MVD, Mike Park, Sang Mee Chun and Eun Young Lee on 3/29/05, offered and admitted, without objection	
	9			6/16/08		MVD file for - Sang Mee Chun	
	10			6/16/08		MVD file for - Mike Park	
	11			6/16/08		Fraudulent ITIN letter given to Chun by Lee March 29, 2005 (by RA)	
	12			6/16/08		Guam Driver's Licenses issued to Sang Mee Chun and Mike Park,	
	2			6/16/08		Licenses issued 1/01/02 - 1/18/06 by ITIN designation	
	3			6/16/08		Licenses issue 1/01/02 - 1/18/06 by ITIN, address	
	4			6/16/08		Licenses issue 1/01/02 - 1/18/06 by examination information	
	74-4			6/16/08		Photocopy of Driver's License of Dong Pyo Hong	
						2:50:40 - 3:11:40 - Jurors excused - afternoon recess	
						3:12:00 - Witness seated	
						3:17:45 - Jurors seated	
						3:18:20 - CX by Mr. Arens	
						3:26:40 - 3:55:45 - Jurors excused	
						4:00:45 - CX by Mr. Mantanona	
	7-2, 7-4, 7-5			6/16/08		Photographs of meeting between Eun Young Lee and Mike Park, payment of \$1,000.00	
	8-1, 8-2, 8-3			6/16/08		Photographs of meeting at MVD, Mike Park, Sang Mee Chun and Eun Young Lee on 3/29/05	
						4:13:05 - CX by Ms. Flores	
						4:14:45 - CX by Mr. Yanza	
	7			6/16/08		Photographs of meeting between Eun Young Lee and Mike Park, payment of \$1,000.00	
	8			6/16/08		Photographs of meeting at MVD, Mike Park, Sang Mee Chun and Eun Young Lee on 3/29/05	
						4:23:00 - CX by Ms. Lujan	
						4:36:30 - Jurors excused for the day; return by 8:45 a.m., June 17, 2008	
	17-67				6/16/08	Exhibits 17 to 67 admitted, with objections	
						5:05:18 - End day 6	